SUGAR TRUST IS VIOLATING LAW.

Good Lawyers Advocate the Indictment of Its Officers.

NOT ABOVE THE CODE.

Factors' Agreement Held to Transgress State and Federal Constitutions.

STATUTES REACH IT, TOO.

Provisions of the Contract Clearly Stamp It as in Restraint of Trade.

YET IT WILL BE STRENGTHENED.

The Present Bold Raid Being Made on Consumers Depends for Success on - Its Strict En-

forcement.

The factors' agreement of the Sugar Trust is, without doubt, a violation of the common law, of the Federal and all State constitutions and of the statutes of There is ample law to-day for

the prompt and vigorous prose-cution of the Sugar Trust, and every other trust that has insti-The power rests with the Grand Jury and the prosecuting offi-cers and criminal judges charged

with the statutory duty of in-structing the Grand Jury, to in-stitute investigations by means of which indictments may be CANTOR. The common law rule which

prohibits contracts in restraint of trade is violated by the factors' agreement of the Sugar Trust, in that it compels Jobbers of sugar to sell at prices fixed by the Sugar Trust.

ndopted as a device. It is only because the laws against restraint of trade prohibit control by one person of the business thus sought to create the relationship of principal and agent.

- SUSAN INSECT-FOUND IN RAW SUGAR WHAT ARE RAW SUGARS?

Professor Cameron, Public Analyst of the City of Dublin, who has examined samples of raw sugar, states that they contained great numbers of disgusting insects, which produce a disgusting disease. Their shape is very accurately shown in the accompanying figures, magnified two hundred diameters. Fig. 1 is the under side and Fig. 2 is the upper side. His description is as follows:

"The Acarus sacchari is a formidably organized, exceedingly lively, and decidedly ugly little animal. From its oval-shaped body stretches forth a proboscis terminating in a kind of scissors, with which it seizes upon its food. Its organs of locomotion consist of eight legs, each jointed and furnished at its extremity with a hook. In the sugar, its movements from one place to another are necessarily very slow, but when placed on a perfectly clean and dry surface, it moves along with

He adds that "the number of Acari found in raw sugar is sometimes exceedingly great, and in no instance is the article quite free from either the insects or their eggs." "Muscovado, as it comes from the colonies, should never be used."

He further says: "The Acari sacchari DO NOT occur in Refined Sugar of any quality, because they cannot pass through the charcoal filters of the refinery, and because Refined Sugar does not contain any nitrogenous substance upon which they could feed."

USE ONLY REFINED SUGARS.

THE INTERESTING AGARUS SACCHARI AND ITS FIRST COUSIN, THE REFINED SUGAR BUG. HIS interesting and valuable picture, with the annexed explanation, is published this week in the Statistical Sugar Trade Journal. As the Sugar Trust is, in effect, the sugar trade, the picture is the more valuable. It proves that the philanthropic Havemeyer and Searles desire only to keep the Acarus saccharl from the midst of the human race. They do not want to sell their sugar, although they venture the advice, "Use only refined sugar." The only purpose of these two benefactors of mandkind is to isolate the Acarl saccharl in the raw sugars and keep them there. Otherwise the Acarl, "disgusting insects which produce a disgusting disease," might overrun New York, elimb through the wire fence of the Havemeyer house, on Midison avenue, storm the porte cochere and break in the doors. Such a misfortune to themselves, or to their neighbors, Mr. Havemeyer and Mr. Scarles earnestly desire to prevent. Meantine "uss only refined sugars." Do not, do not sweeten your coffee with Acarl saccharl.

In certain anti-Chinese laundries you will see alleged photographs of Chinese lepers and the warning, "If you want to get leprosy take your clothes to the Chinese laundries." Perhaps that furnished the hint to the refined Havemeyer and Searles: "If you want to swallow Acarl saccharl use raw sugar." So nurses

frighten children with "Here comes the bogic man!"

From Professor Cameron's description, the Acarus saccharl is a first cousin of the Acarus trustl, the Sugar Bug, which lives on refined sugar. The Sugar Bug, too, is most formidably organized. It has a proboscis terminating in a kind of scissors, with which it clips coupons. It has as many legs as are refineries in the Trust, and each leg has a hook with which to rake in the profits. Unlike its cousin, however, the Sugar Bug moves with lightninglike rapidity in sugar—so fast that it almost impossible to follow its movements or the movements of sugar. But the broad daylight, a clean and pure atmosphere, will, in time; prove

in the courts, the Tobacco Trust, on March 29, 1897, abrogated an agreement with its factors, similar in nearly every respect to the Sugar Trust's agreement with its factors if there is still a case against the Tobacco Trust, with the chief external evidence of its illegality wiped out, lawyers hold that the Sugar Trust can and ought to be proceeded against forthwith.

sought to create the relationship of principle and agent, with the power thus resulting of control over the agent, "Having thus laid the foundation for an evasion of the law against restraints in trade, the factors' agreement proceeds to prescribe that particular restraint of crade at which the Trust alms, namely the fixing of the price below which the sugar must not be sold by the jobber. The words of the agreement on this point are:

The sugar shall not be sold or dispensed

DRAWMIPROMI LIFE FROM INSECTS FOUND IN GROCERY

e proceeded against forthwith.

The Sugar Trust factors' agreement is the thing that holds the selling branch of the American sugar trade under absolute control, and lies at the root of the sugar onsumers' troubles.

The agreement says: "The sugar shall not be sold, either directly or indirectly, for less than the daily quotations."

Every factor who handles the Trust's

product must make an affidavit that he has he can collect his 1-16 of a cent a pound commission. Therein, according to the best legal opinion, lies the illegality of the tent it is a restraint of trade."

Wanifestly the object of this agreement is to fix the price of sugar, and to this extent it is a restraint of trade."

Everything to the First complied with these requirements before he can collect his 1-16 of a cent a pound

agreement is to fix the price of sugar. In this it violates the law prohibiting restraint of trade.—
FELLY, of the law firm of Einstein & Townsend.
Fear of the law, if such a thing ever was belt in that law-dominating quarter, has so longer the power to influence the Sugar Trust. Time was when Mr. Havemeyer and his associates were wont to count the legal possibilities of whatever the Trust did. Now they will not admit that legal penalties apply to them.

On the heels of the Trust's \$12,000,000

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Trust is sublates, under both constitutional and statutory laws.

Senator Cantor Concurs.

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Senator Jacob A. Cantor concurred in the opinion of Mr. Levy. He said:

"The factor's agreement of the sugar trust is, without doubt, a violation of law. As I understand it the factor's agreement to sell the product of the Sugar Trust at stipulated prices, and prohibits factors from dealing in other goods. The country have held that agreements so constructed are violations of the common law in the absence of statutes, and against public policy.

This agreement, being in restraint of trade, in the absence of statutes, and against public policy.

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This agreement be added of the Sugar Trust is a substance of statutes, and against public policy.

This agreement is to sell the product of the Sugar trust as a significant of trade, in the absence of statutes, and against public policy.

This agreement is to be late

Factors Agreement of the Sugar Trust Held by Lawyers to Be
Violation of Existing Laws.

We herewith enclose an invoice, from which you are entitled to the usual deductions of 1 per cent trade discount on one hundred barrel lots, and 1 per cent for cash, if paid within seven days.

We will be pleased, upon receipt of your written request, to appoint you as

We will be pleased, upon receipt of your written request, to appoint you as one of our agents, in which case we will consign sugar to you for sale upon the terms mentioned below, the title, however, to remain with us, subject to your

advances and necessary expenses incurred by you. You are to advance to us within 30 days the amount of the invoice less 1 per cent trade discount on one hundred barrel lots, an additional 1 per cent if payment is made within seven days, this advance to be without recourse to or re-

clamation upon us, and to be due in any event.

When you sell the sugar it is to be billed in your name, although in fact as agent for us, and you shall, at your own cost, and without reclamation upon

us, pay all expenses, and assume all risks of property and of payment. No expenses are to be incurred for our account. The sugar shall not be sold or disposed of by you, either directly or indirectly, for less than the daily quotations, with freight added, from refining point to point of sale (as per quality rate book), nor on

more liberal terms as to credit or cash accounts. If these conditions are observed, by you we will, upon a certificate to that effect, pay you a commission of 3-16 of a cent per pound, and in addition thereto you shall obtain the profit, if any, over the advance made us, above provided. If you fall to comply with any of the conditions we will decline to pay the commissions. Payments will be made for each month's commissions at the expiration of three

months thereafter. Upon written notice from either party this agreement will be discontinued. Form of Affidavit Required of Factors by the Sugar Trust.

- being duly sworn, declares that in claiming a commission of 3-16 of a cent per pound, less 1 per cent when trade discount has been allowed on all sugar consigned to by from to that all conditions as agreed to when requesting such consignments have been and will be faithfully carried out, and that none of the sugar has been or will be sold or disposed of upon any

Sworn to before me, _____, this _____ day of _____, 189 .

Joseph Richardson's Two Testaments Invoke a Family Quarrel.

them shall be required to give any bond for the safe performance of the duties. Fourth, I do hereby authorize my said executor and executrix, or either of them, if only one shall qualify as such, to sell and dispose of my real estate, at either public or private sale, and to convert the same into personalty, and to give good and valid conveyances therefor, and to reinvert my personal estate as may seem expedient.

In witness whereof I have set my hand and seal this 29th day of October, -804.

Signed, JOSEPH RICHARDSON.

ber, -804.
Signed, JOSEPH RICHARDSON.
Witnesses: JAMES B. METCALF.
HOMER NICHOLS.
BEHTRAM KRUGER.

can juggiers with farm rates, have been utting something by for a rainy day, so to peak, and have ordered immense quantiles of the raw article. Despite the hard imes, consequently, there is no end of work to do at the docks for shore hands

work to do at the docks for shore hands and stevedores.

The rush began a month or six weeks ago, as soon as the plantation owners could fill the first orders sent out by the agents of the Sugar Trust, and there has been no cessation. No sooner are the docks cleared of one big cargo than another big steamer prings in its burden. The wonder is that there seems to be no end to it. A visit at the long piers and wide docks at the foot of Amity, Congress, Warren and Baltic streets, five minutes' walk from the Atlantic ferry, will any day in the week reveal several hundred men unloading the sweet staff, weighing and testing it and storing it away in the big warehouses. Most of it comes in hogsheads holding from 2,000 to 2,200 pounds, but much is taken from the holds of the freight steamers in coarse cloth bags.

holds of the freight steamers in coarse cloth bags.

The rush of the importers is not expected to be over for several weeks. It is not confined exclusively to raw sugar by any means, though at the present time sugar has the call on the Brooklyn docks in question. Another article which is coming in in large quantities is a South American product which is an important ingredient in chewing gum is an important one in Brooklyn, and the manufacturers, like the sugar dealers, are taking full advantage of the fariff light to bring in big quantities of material, much of which they are not likely to take from the warehouses for many months.

The Other Will.

In the name of God. Amen. I, Joseph Richardson, of the city of New York, make, publish and declare this to be my last will and testament, hereby revoking all former wills by me made.

I hereby give, devise and bequeath to the Rev. Harry M. Warren seven thousand five hundred dollars for the purpose of paying the mortgage on the Central Park Baptist Church, on East Eighty-third street, New York Citq.

I also give, devise and bequeathe to the Rev. Harry M. Warren, the present pastor of the Central Park Baptist Church the sam of fifty thousand dollars for his own use absolutely.

I give devise and bequeathe one-third of all my remaining property, real and personal, to my wife, Emma J. Richardson, and the remaining two-thirds thereof to my two children, George and Delia, equally.

I hereby appoint my son Gearge and my wife, Emma J. Richardson, to be the executors of this my last will. I hereby direct that my said executors shall not be required to give bonds for the performance of their duties as such. In witness whereof I have hereunto subscribed my name and affixed my seal this twenty-fourth day of April, in the

Schenectady, N. Y., June 9, 1897.
Editor of the Journal:
Sir-I porfeed an article in Saturday's paper, June 5, headed "The Spite House," owned and occupied by the twenty-millionaire, Mr. Joseph Bichardson, that he was dying at the age of eighty-four.
His brother is in the almishouse in this city, aged seventy.

Is seventy.

The Seventy of the brother of the brother of the seventy of the brother of the seventy of the seve

Set in the Description of the property of the

Bertram Cruger. They were brokers connected with the firm of Bisell & Co., No. 8
Broad street, where Mr. Richolson had a large account. The witnesses to the 1897 will are intimate friends. Dr. Leonard and his wife are also personal friends of Rev. Dr. Harry M. Warren, one of the beneficiariles in the sum of \$50,00.

A relative of Mr. Richardson's by marriage said last nikht: "This is undoubtedly an effort to keep the money in the hands of the two children of Joseph Richardson by his first wife. They are intensely selfish, and never had any regard for their stepmother. During the fifteen years since their father remarried this son and daughter have treated Mrs. Richardson with scant courtesy. They felt she had married Mr. Richardson for his millions. Well, they can't keep her out of her lower rights as his wildow whatever steps they take.

"The daughter Della Grave is as ne-

rights as his widow whatever steps they take.

"The daughter, Della Grace, is as peculiar and penurious as her father was. She lives in a house on Houston street, near St. Augustine's Church. This property, by the way, was the first the millionaire earned and purchased in this city, and he always took a special interest in it. Della lives there now with a Betsy Richardson, a companion as old as her father was when he died, but no relation, and a niece, Emma Emmett.

Like Her Enther.

Like Her Enther.

Like Her Enther.

"Della is miserly. Her father would let her have all she needed, but some people,

Brother Lost Sight Of.

from his millionaire associates in different At Rook Out this evening it was said that At Rook Out this evening it was said that
Mrs. Strong and her daughter were doing
well. The newcomer's name has not been
decided upon yet. Mrs. Strong came up
from the city on a special train two weeks
ago. Since then all the blasting and other
work about the place has been stopped.

The little stranger found a magnificent
wardrobe awalling her arrival, and she has
already received many presents by express. All Tarrytown is specificating now on
the size of the check that Grandpa Rockefeller has probably already written in
honor of the great event.

It was exclusively announced in the Journal yesterday that Mrs. MsAlpin,

Heart-Burn. Water-Brash, Rising of Food. Bitter Taste. Flatulence. Biliousness. Gastralgia. Constipation. Jaundice. Liver Spots.

You have tried "77" for Grip and

Use SPECIFIC NO. 3 for Teething, Colic, Crying, Wakefulness of

All druggists, or sent for 25c., 50c, or \$1. MEDICAL BOOK. - Dr. Humphreys' Homeopathic Manual of all Diseases mailed free. Humphreys' Med. Co., Cor. William and John Sts. New York.

HAVE MIRACLE DAYS RETURNED?

Remarkable Letter Which Tells a Strange Story.

That Won at Last Their Sweet Reward.

WAS A SUBJECT OF PRAYER

The factors' agreement is a mis-nomer. The form of agency is of another that the Trust has

with the power thus resulting of control over the agent.

OVER \$30,000,000.

ONE WILL NOW FILED.

This is the will read to the heirs: In the name of God. Amen. I, Joseph Richardson, of the city of New York,

you know, enjoy pennry when they might have comforts. She never even has kept a servant. She buys her little daily necessaries of life herself and in oeggariy quantities. Her tenants in Brooklyn complain that when rent day comes she is at their doorbells at breakfast time and she sty is till she gets her due.

The son, George, lives very well at

Patient Suffering, Hope and Faith

Brother Lost Sight Of.

"Now, as to the report that Joseph Richardson had a brother named William, I think that is a mistake. Certainly, if he did, he had completely lost sight of that brother years ago. He had half brothers and sisters a-plenty. All bore Biblical names—Saruh, Aaron, Benjamin, Moses and aMthew—and it would seem from this family characteristic that none was named William.

"The reason Rev. Dr. Warren and his church were remembered in the will is easily accounted for. Joseph Richardson as an angleshman, was born and brought." The Centrel Park Baptist Church was convenient and he was warmly welcomed and made to feel at home. The pastor, a handsone and kindly man, and his wife occasionally called upon the Richardsons. He himself was always ready to help up town churches, for he believed they built up a neighborhood and improved the value of his realty. This church was no exception. So that his last contribution as an anata contribution of the second stream of the seath of the second stream of the second stream

eighteen hundred and ninety-seventh year of our Lord (A. D. 1897).

Signed, JOSEPH RICHARDSON.
Witnesses, ALBERT D. LEONARD, LOUISE LEONARD, LESTER GALE.

Brother in the Poorhouse.

Another and pathetic phase of the affair comes to light in the form of an appear for aid from an alleged malf brother of the dead multi-millionaire, named William H. who is in the almshouse at Schnectady. N. Y. His own brother, Matthew, also a half brother of the late Joseph, confirms the statements relative to William and his dire poverty. A few days ago the following letter was received at the Journal ol/see:

Editor of the Journal ol/see:

Schenectady, N. Y. June 9, 1897.

Baby Girl at Tarrytown—Both Brothers

Now Equally Proud.

Now Equally Proud.

Tarrytown, June 12.—John D. Rockefeller, His eldest daughter, Mrs. Charles H. Strong, gave birth to a tempound baby girl on Friday evening, and there was much rejoicing at Rook Out, the millionaire's beautiful place at Pocantico Hills, in consequence this morning.

Rockefeller is extremely happy over the advent of his firset grandchild. The wires at both the Pocantico Hills and Tarrytown—Both Brother of the late Joseph, confirms the statements relative to William and his dire poverty. A few days ago the following letter was received at the Journal ol/see:

Schenescady, N. Y. June 9, 1897.

fall easy prey to the life giving power of Vital Magnetism. The Damon Institute is at 30 and 32 West Twenty-seventh street, easily accessible from any point, and the sick and suffering are there finding relief such as in their fondest dreams they never hoped for.

Publications.

ONLY TEN CENTS. NOW READY. Hitchcock Collection of Patriotic Songs. SCHOOLS AND SOCIAL GATHERINGS

CONTENTS:
America: or, My Country! Tis of Thee.
The Little Red School-House.
The Starry Fing.
Columbia, the Gem of the Ocean.
Stars of Our Union.
The Land That We Adore.
Liberty Enlightening the World.
The Fing That's Wayed a Hundred Years.
Hall Columbia!
Glory, Hallelujah! or, Onward, Band Victorius.

Columbia, Empire of the Free. The Star-Spangled Banner. American's Tonst.
Flag With Forty-five Stars.
Star of Liberty. ect Home. 1.—On Covers.—Two Spirited Marches. School March (or, Nine o'Clock in

Morning).

Morning).

Morning).

Morning March.

Morning March.

March

HITCHCOCK PUBLISHING COMPANY, 131 WEST 23D ST., NEW YORK.